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BRINKS HOFER GILSON & LIONE/PML
PO BOX 10395
CHICAGO, IL 60610

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FEB 08 2005 FEB 08 2005

In re Application :
Huber, et al. :
Application No. 09/931,145 : PATENT TERM ADJUSTMENT
Filed: August 15, 2001 :
Dkt. No.: 6270/66 :

OFFICE OF PETITIONS

This letter is in response to the "REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT PURSUANT 37 C.F.R. § 1.705(b)," filed December 2, 2004.

Applicants argue that the Office failed to issue the patent within three years from the date the application was filed in accordance with 35 U.S.C. 154(b)(1)(B) and 37 C.F.R. § 1.702(b) and request an additional adjustment of 52 days.

Applicants are advised that decision on the instant request for reconsideration of patent term adjustment ("PTA") under 37 C.F.R. § 1.705(b) is hereby **held in abeyance** subject to an issuance date being set by the Office of Patent Publications at which time the PTA will be routinely recalculated.

Applicants are further advised to submit a letter to the Office within two months of the issuance of the patent if, at the time of issuance of the patent, the appropriate adjustment under 37 C.F.R. § 1.703(a) has not been accorded.

In view thereof, at the time of Notice of Allowance the application is entitled to a patent term adjustment of 475 days.

The Office acknowledges receipt of the required fee of \$200.00 for an application for patent term adjustment.

This application is being forwarded to the Office of Patent Publication for processing into a patent.

Telephone inquiries specific to this matter should be directed to Petitions Attorney Alesia M. Brown at (571) 272-3205.

Karin Ferriter *Karin Ferriter*
Senior Legal Advisor
Office of Patent Legal Administration
Office of Deputy Commissioner
for Patent Examination Policy